

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
Washington, D.C. 20231

In re PATENT APPLICATION of  
Inventors **Keith D. ALLEN et al.**  
Appin. No.: **09/816,790**  
Filed: **March 22, 2001**  
Title: **TRANSGENIC MICE CONTAINING  
SULFOTRANSFERASE GENE DISRUPTIONS**



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JUL 25 2002

TECH CENTER 1600/2900

Group Art Unit: **1636**  
Examiner: **Gian, Celine X.**  
Docket/Order #: **R-855**  
Deposit Acct: **50-1271**  
Customer #: **26619**

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Date: **July 11, 2002**

## AMENDMENT TRANSMITTAL

Sir:

Please file the enclosed amendment in the above-identified application. The signature below is to be treated as the signature to the enclosure in absence of a signature thereto.

### FEE REQUIREMENTS FOR CLAIMS AS AMENDED

1. Small Entity previously claimed	Claims remaining	Highest # paid for	Present Extra	Small Entity	Add'l Fee	Fee Code
2. Total Claims	14	minus 33	0	x \$9. =	+ 0	203
3. Independent Claims	7	minus 14	0	x 42. =	+ 0	202
4. If amendment enters multiple dependent claim(s) for the first..... add				+ \$140. =	+ 0	204
5. Original due date: <b>June 11, 2002</b>						
6. Petition is hereby made to extend the due date to cover the date this response is filed, for which the requisite fee is enclosed				1 mo \$55 2mos \$200 3mos \$460 =	55.00	215 216 217
7. Enter any previous extension fee paid and (subtract)-						
8. Total fee for extension of time: +						
9. If Terminal Disclaimer is enclosed, add Rule 20(d) official fee.....				+ \$55. =	+ 0	248
10. If IDS enclosed requires Official Fee, ..... add				+ \$180. =	+ 0	126
or if Rule 97(d) Petition, ..... add				+ \$130. =	+ 0	122
11. After-Final Request Fee per Rules 129(a) and 17(r).....				+ \$370. =	+ 0	246
12. No. of additional inventions for examination per Rule 129(b):.....			ea	x \$370. =	+ 0	249
13. Petition fee for					+ 0	
TOTAL FEE: <input checked="" type="checkbox"/> CHARGE AUTHORIZATION <input type="checkbox"/> ENCLOSED =						\$ 55.00

Charge Statement: The Commissioner is hereby authorized to charge any missing or insufficient fees relative to this application, or credit any overpayment, to our Account/Order Nos. above, for which purpose a duplicate copy of this sheet is enclosed.

DELTAGEN, INC.

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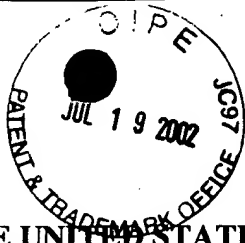
*Marjette A. Lapi*  
MARJETTE A. LAPIZ, Reg. No. 44,202

### CERTIFICATE OF MAILING Under 37 C.F.R. 1.8

I certify that this paper and listed enclosures are being deposited with the U.S. Post Office as First Class Mail with sufficient postage in an envelope addressed to: Commissioner for Patents, BOX AMENDMENT, Washington, D.C. 20231 on July 11, 2002

*Deborah A. Mojarro*

Deborah A. Mojarro



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Application of: Keith D. ALLEN

Group Art Unit: 1636

TECH CENTER 1600/2900

Serial No.: 09/816,790

Examiner: Qian, Celine X.

Filed: March 22, 2001

Attorney Docket No.: R-855

For: TRANSGENIC MICE CONTAINING SULFOTRANSFERASE GENE DISRUPTIONS

AMENDMENT

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action mailed March 11, 2002 in connection with the above-identified application, Applicants request entry and consideration of the following amendments and remarks. Applicants submit concurrently herewith a Petition for the Extension of Time under 37 CFR 1.136(a) for response to the Office Action for a period of one month from June 11, 2002 up to and including July 11, 2002.

THE AMENDMENTS

In the claims:

✓  
Please cancel claims 1-10 and 17-21.

Please add new claims 26-39 as follows:

26. (New) A targeting construct comprising:

- (a) a first polynucleotide sequence homologous to a first region of a sulfotransferase gene;
- (b) a second polynucleotide sequence homologous to a second region of a sulfotransferase gene; and
- (c) a selectable marker located between the first polynucleotide sequence and the second polynucleotide sequence,

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